

# House Study Bill 34

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
STATE GOVERNMENT BILL  
BY CHAIRPERSON ELGIN)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the request for a regulatory analysis.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
3 TLSB 1980HC 81  
4 jr/gg/14

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1 1 Section 1. Section 17A.4A, subsection 1, Code 2005, is  
1 2 amended to read as follows:  
1 3 1. An agency shall issue a regulatory analysis of a  
1 4 proposed rule that complies with subsection 2, paragraph "a",  
1 5 if, within ~~thirty-two~~ seventy days after the published notice  
1 6 of proposed rule adoption, a written request for the analysis  
1 7 is submitted to the agency by the administrative rules review  
1 8 committee, ~~or~~ the administrative rules coordinator, at least  
1 9 twenty-five persons who are directly and adversely affected by  
1 10 the rule signing the request, or an organization representing  
1 11 at least twenty-five such persons. An agency shall issue a  
1 12 regulatory analysis of a proposed rule that complies with  
1 13 subsection 2, paragraph "b", if the rule would have a  
1 14 substantial impact on small business and if, within ~~thirty-two~~  
1 15 seventy days after the published notice of proposed rule  
1 16 adoption, a written request for analysis is submitted to the  
1 17 agency by the administrative rules review committee, the  
1 18 administrative rules coordinator, at least twenty-five persons  
1 19 signing that request who each qualify as a small business, ~~or~~  
1 20 ~~by~~ an organization representing at least twenty-five such  
1 21 persons. If a rule has been adopted without prior notice and  
1 22 an opportunity for public participation in reliance upon  
1 23 section 17A.4, subsection 2, the written request for an  
1 24 analysis that complies with subsection 2, paragraph "a" or  
1 25 "b", may be made within seventy days of publication of the  
1 26 rule.

1 27 Sec. 2. Section 17A.4A, subsection 4, unnumbered paragraph  
1 28 1, Code 2005, is amended to read as follows:

1 29 Upon receipt by an agency of a timely request for a  
1 30 regulatory analysis, which is received prior to the adoption  
1 31 of the rule, the agency shall extend the period specified in  
1 32 this chapter for each of the following until at least twenty  
1 33 days after publication in the administrative bulletin of a  
1 34 concise summary of the regulatory analysis:

1 35 EXPLANATION

2 1 This bill expands the period for requesting a regulatory  
2 2 analysis statement for new administrative rules. The current  
2 3 period is 32 days from the publication of a notice of intended  
2 4 action. The bill expands this period to 70 days. The bill  
2 5 also expands the eligible requesters of these analyses by  
2 6 allowing 25 persons who are directly and adversely impacted by  
2 7 the rule or an organization representing 25 such persons to  
2 8 make the demand.  
2 9 LSB 1980HC 81  
2 10 jr:rj/gg/14